FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3819 OF 2005

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	Coram, : Court's or Judge's Orders : .

Mr. Milind Sathye with A.H. Gokhale i/b M/s. A.s. Dayal & Associates for petitioners

Mr. Umesh Mankapure for R

CORAM: SMT. RANJANA DESAI, J.
1/9/2005

P.C.:-

Heard learned counsel for the parties.

The learned counsel for the respondent states that in law there is no prohibition on the plaintiffs filing an additional affidavit of examination-in-chief though his cross-examination has started and when the defendant has not stepped in witness box. In view of this statement the petitoner may file an additional affidavit of examination-in-chief before the trial

court. The trial court will deal with all questions independently. I have not expressed any opinion on the merits of the contentions of both sides.

I make it clear that all contentions of both sides are kept open.

This petition is disposed of in the aforestated terms.

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